

**UNITED STATES DISTRICT COURT**  
EASTERN DISTRICT OF CALIFORNIA

RAFAEL LOPEZ MARTINEZ,

Plaintiff,

v.

COMMISSIONER OF SOCIAL SECURITY,

Defendant.

Case No. 1:20-cv-01716-SAB

ORDER RE STIPULATION FOR  
VOLUNTARY REMAND PURSUANT TO  
42 U.S.C. § 405(g)

(ECF No. 16)

Rafael Lopez Martinez (“Plaintiff”) seeks judicial review of a final decision of the Commissioner of Social Security (“Commissioner”) denying an application for disability benefits pursuant to the Social Security Act. (ECF No. 1.) On September 30, 2021, the parties filed a stipulation agreeing to a voluntary remand of this matter “pursuant to *sentence four* of 42 U.S.C. § 405(g).” (ECF No. 16 (emphasis in original).) Pursuant to the terms of the stipulation, the Appeals Council will remand the case to an administrative law judge (“ALJ”) for a new decision and instruct the ALJ to reassess Plaintiff’s subjective statements about symptoms. The parties further request that the Clerk of the Court be directed to enter a final judgment in favor of Plaintiff and against Defendant, reversing the final decision of the Commissioner. The Court finds good cause exists to grant the parties’ stipulated request.

Accordingly, IT IS HEREBY ORDERED that:

1. The above-captioned action be remanded to the Commissioner of Social Security for further proceedings consistent with the terms of the stipulation for remand;
2. Judgment is entered in favor of Plaintiff Rafael Lopez Martinez and against Defendant Commissioner of Social Security; and
3. The Clerk of the Court is directed to close this action.

IT IS SO ORDERED.

Dated: September 30, 2021

  
UNITED STATES MAGISTRATE JUDGE